

OCT-14-2008 16:04

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P. 04/05

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Dawn M. Bell/Dawn M. Bell 10/14/08  
(Printed Name/Signature)Attorney Docket  
45008-10048**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of:	Peter W. Gavin	)
Serial No:	10/771,654	)
Filed:	February 3, 2004	)
Group Art Unit:	3635	)
Examiner:	Mark R. Wendell	)
Title:	CASTING RISER PAN	)

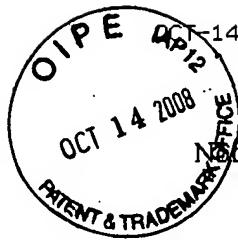
Commissioner for Patents  
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Alexandria, VA 22313-1450

**APPLICANT'S RESPONSE TO  
EXAMINER'S STATEMENT OF REASONS FOR ALLOWANCE**

Sir:

Applicant hereby responds to the examiner's statement of reasons for allowance set forth in the Notice of Allowability mailed on July 21, 2008. The examiner's statement of reasons for allowance recites:

The applicant amended the claim language of the independent claims to read that the opening within the wall has an axis substantially normal therethrough. The applicant also thoroughly explained the difference between the prior art's orientation element and the orientation element of the instant application. The instant application has an orientation element in which only one orientation allows for a secure resting and locked position; whereas the prior art has basically a shoulder allowing the securing to be loose and in any position.



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Notice of Allowability at 2.

Applicant respectfully submits the following clarification and commentary regarding the foregoing examiner's statement of reasons for allowance. First, Applicant has not amended the independent claims to read that "the opening within the wall has an axis substantially normal therethrough. Instead, by Amendment B on May 14, 2008, Applicant amended independent claim 1 to recite a wall, "said wall defining an opening having an axis therethrough and substantially normal thereto . . ." Applicant also similarly amended independent claim 19 to recite "an inner wall . . . said inner wall defining an opening having an axis therethrough and substantially normal thereto . . ." Second, Applicant respectfully submits that neither of the independent claims recites or otherwise requires "an orientation element in which only one orientation allows for a secure resting and locked position." Instead, independent claim 1 simply recites that Applicant's orientation elements "facilitate seating of said cover in said casting riser pan in a predetermined angular orientation about said axis with respect to the angular orientation of said casting riser pan about said axis." Independent claim 19 similarly recites that Applicant's orientation elements "facilitate seating of said concrete cover in said casting riser pan in a predetermined angular orientation about said axis with respect to the angular orientation of said casting riser pan about said axis."

Respectfully submitted,

Date: October 14, 2008

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OCT 14 2008 10:14:14 AM

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PTO/SB/21 (04-07)  
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FORM

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Total Number of Pages in This Submission

	Application Number	10/771,654
	Filing Date	February 3, 2004
	First Named Inventor	Gavin
	Art Unit	3635
	Examiner Name	Wendell
	Attorney Docket Number	46008-10048

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Date October 14, 2008

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**Message:****RE:**

Appln No. 10/771,654  
Filed: February 3, 2004  
CASTING RISER PAN  
Examiner: Mark R. Wendell

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Fee Transmittal Form

Response to Examiner's Statement of Reasons for Allowance

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